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SCULLY, SCOTT, MURPHY & PRESSER, P.C.



To: Examiner Matthew John Kasztejna

Art Unit: 3739

From: Thomas Spinelli, Esq.

Registration No.: 39,533

571-273-8300

Pages: 15

Phone: 571-272-6086

Date:

February 14, 2007

Re:

USSN: 10/764,892 Our Docket: 17376

CC:

RESPONSE TO THREE-MONTH OFFICE ACTION

The following is being filed with the U.S. Patent and Trademark Office via facsimile on February 14, 2007:

1. Response W/Transmittal in Duplicate 2. Certificate of Facsimile Transmission

Applicants:

Tsutomu Okada

Serial No.:

10/764,892

For:

DIATHERMIC SNARE, MEDICAL INSTRUMENT SYSTEM USING THE

SNARE, SNARE, AND METHOD OF ASSEMBLING THE MEDICAL

INSTRUMENT SYSTEM

Filed:

January 26, 2004

Docket:

17376

Dated:

TS:cm

February 14, 2007

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FEB 1 4 2007

AMEND Applicant(s): Ts	itity)		I.I.	Docket No. 17376							
Application No.	Filing Date	Examiner		Customer N	Vo.	Group Art Unit	Confirmation No.				
10/764,892	January 26, 2004	Matthew John Kaszt	ejna	23389		3739	9699				
Invention: DIATHERMIC SNARE, MEDICAL INSTRUMENT SYSTEM USING THE SNARE, AND METHOD OF ASSEMBLING THE MEDICAL INSTRUMENT SYSTEM											
COMMISSIONER FOR PATENTS:											
Transmitted herew	ith is an amendment i	n the above-identified a	pplication	on.							
The fee has been calculated and is transmitted as shown below.											
CLAIMS AS AMENDED											
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR		PRESENT		RATE	ADDITIONAL FEE				
TOTAL CLAIMS	17 -	20 =	CDAIN	0	x	\$50.00	\$0.00				
INDEP. CLAIMS	3 .	4 =		0	х	\$200.00	\$0.00				
Multiple Dependen		\$0.00									
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT \$											
No additional fee is required for amendment. Please charge Deposit Account No. in the amount of A check in the amount of to cover the filing fee is enclosed. The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP Any additional filing fees required under 37 C.F.R. 1.16. Any patent application processing fees under 37 CFR 1.17. Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.											
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PTO/SB/97 (09-06)

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February 14, 2007 Date Signature Thomas Spineli Typed or printed name of person signing Certificate 39,533 .516-742-4343 EXT. 554 Registration Number, if applicable Telephone Number

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5/ 15

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AMENDMENT TRANSMITTAL LETTER (Large Entity) Applicant(s): Tsutomu Okada						Docket No. 17376					
Application No.	Filing Date	Examiner	Customer No.		No.	Group Art Unit	Confirmation No.				
10/764,892	January 26, 2004	Matthew John Kasztejna		23389	ľ	3730	0600				
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COMMISSIONER FOR PATENTS:											
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.											
CLAIMS AS AMENDED											
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST #	ļ	R EXTRA		RATE	ADDITIONAL				
TOTAL CLAIMS	17 .	PREV. PAID FOR	CLAIMS	PRESENT 0		050.00	FEE				
NDEP. CLAIMS	3 -	4 =	ļ	0	X	\$50.00	\$0.00				
Multiple Dependen	Claims (check if appl	cable)	L		X	\$200.00	\$0.00				
Muss	MENT	\$0.00 \$0.00									
No additional fee is required for amendment. Please charge Deposit Account No. in the amount of A check in the amount of to cover the filing fee is enclosed. The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP Any additional filing fees required under 37 C.F.R. 1.16. Any patent application processing fees under 37 CFR 1.17. Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. Dated: February 14, 2007											
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Applicant:

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Serial No:

10/764,892

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3739

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For:

DIATHERMIC SNARE,

Dated:

February 14, 2007

MEDICAL INSTRUMENT SYSTEM USING THE SNARE, AND METHOD OF ASSEMBLING THE MEDICAL INSTRUMENT

SYSTEM

Conf. No.:

9699

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE

Sir:

In response to the Official Action dated November 28, 2006, Applicant respectfully requests reconsideration of the above-identified application in light of the following amendments and remarks:

CERTIFICATION OF FACSIMILE TRANSMISSION

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Dated: February 14, 2007

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